

THE HONORABLE MARSHA J. PECHMAN

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

IN ADMIRALTY

CASE NO.: 21-cv-01561 MJP

HMM CO. LTD.,

Plaintiff,

v.

LOUIS DREYFUS CO. FREIGHT ASIA PTE.  
LTD.,

Defendant.

**ORDER AUTHORIZING  
ISSUANCE OF WRIT OF  
ASSISTANCE TO AUTHORIZE  
ARRANGEMENTS TO  
PROTECT PROPERTY**

Upon the motion of Plaintiff and after the review of the record and files herein, and finding that it may be necessary to further authorize and empower the United States Marshal for this District to use reasonable force and take such other action as may in its judgment be necessary to take possession of the Collateral as described in the Court's Order, and that good cause for issuance of a writ of assistance exists, it is

ORDERED that a writ of assistance issue to the United States Marshal to take such measures as may be reasonably necessary to put the Substitute Custodian appointed by the Court in possession of the Vessel and Collateral, to use reasonable force in carrying out its duties if required, and to maintain and defend its possession.

1           ORDERED that the United States Marshal is authorized to enter the property  
 2 on which the Vessel and Collateral are currently located prior to its being moved to  
 3 determine whether or not there are persons or public safety risks present. If there are  
 4 persons or public safety risks in or on the vessel, or persons, other property, or public  
 5 safety risks impeding the movement of the Vessel and Collateral from its current  
 6 location, the United States Marshal may remove the persons, property, or public  
 7 safety risks so that the Vessel and Collateral may be safely removed. The United  
 8 States Marshal is further authorized to use such reasonable force as deemed  
 9 reasonably necessary to accomplish any of the above.

10           ORDERED that the Substitute Custodian is hereby authorized to hire and  
 11 retain such private security as it deems necessary or beneficial for protection of the  
 12 Vessel and the Collateral during any or all times until the Vessel and Collateral have  
 13 been removed from their current location.

14           The Plaintiff shall be responsible for the return, storage or disposal of any  
 15 personal property of the Defendant or other persons holding the premises against the  
 16 Plaintiff which is left upon the premises after the removal of those persons, property,  
 17 or public safety risks, in accordance with applicable law.

18           SIGNED at Seattle, Washington this 20th day of November 2021.

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 22 Marsha J. Pechman  
 23 United States Senior District Judge  
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